GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department –Land acquisition for house sites – Kurnool District – Yemmiganur village and mandal- Land acquired to an ext of Ac. 2.41 cts in Sy.No.550 of Kurnool Dist for provision of house sites to the weaker section people – Sanction of Rs. 11,63,160/- payment of 50% decretal charges in respect of O.P.No.17/2013 –Orders – Issued.

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SOCIAL WELFARE (BUD&LA) DEPARTMENT

G.O.RT.No. 415 Dated: 27-09-2017

Read the following:-

1. From the Dist Collector, Kurnool Lr.No.H.13/SWLA/2016, dt:26.01.2017.
2. From the DSW, A.P., Lr.No.G2/2073/2016, dt 16.03.2017.
3. From the Spl CS&CCLA, A.P., Lr.No.LA.1(2)/82/2017, dt 08.05.2017,

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ORDER:

As reported by the DSW, A.P.,/Dist Collector, Kurnool, the Spl CS&CCLA, A.P., has stated that the LAO/RDO, Adoni has acquired land to an ext of Ac. 2.41 cts in Sy.No.550 in Yemmiganur village&mandal of Kurnool Dist vide Award No.7/HS/2001, dated 23.03.2001 duly fixing the market value at Rs.40,000/- per acre. On a reference the Sr. Civil Judge at Adoni in common order in OP No.s16/2013, 17/2013 and 18/2013 dated 18.03.2015 has enhanced the market value from Rs.40,000/- to Rs.2,40,000/- per acre 30% Solatium, Interest @ 9% and 15%. Further the AGP, Adoni, vide his Lr dated 05.12.2015, has opined that, it is a fit case to prefer an Appeal before the Hon'ble High Court. The LAO/RDO, Adoni has filed the appeal before the Hon'ble High Court against the judgement of the Lower Court. The Hon'ble High Court in LASS MP No.423/2016 in LAAS No.107/2015 dt 02.06.216 has granted interim stay subject to the condition that the Petition/Appellant deposits 50% of the amount as awarded by the Referring Court within a period of 8 weeks.

2. The Spl CS&CCLA, A.P., has further stated that the Dist Collector, Kurnool has reported that the Lower Court has given common order for OP Nos.16/2013, 17/2013 and 18/2013. Accordingly the Dist Collector, Kurnool has submitted proposals for OP Nos 16/2013 and 18/2013 only the same were forwarded to the Govt vide CCLA's Lr.No.LA1(2)/408/2016, dt 17.10.2016 and orders are awaited from the Govt. Further, in the instant case the award was passed by the LAO/RDO, Adoni in the year 2001 and the OP NO.17/2013 was numbered in the year 2013. There was a delay of 12 years in referring the case to the Lower Court. Hence the RDO, Adoni has been directed to submit the explanation in this regard. Thereafter the Dist Collector, Kurnool has submitted proposals for sanction of Rs.11,61,711/- towards payment of 50% decretal charges in respect of O.P.No.17/2013 dt 18.3.2015 for the lands acquired to an ext of Ac.2.41 cts in Sy.No.550 in Yemmiganur village and mandal of Kurnool Dist for provision of house sites to the weaker section people.

3. After verification and scrutiny of the proposals submitted by the DSW, A.P.,/Dist Collector, Kurnool, the Spl CS&CCLA, A.P., has sent comparative calculation sheet for Rs.11,63,160/- (Rupees eleven lakhs sixty three thousand one hundred and sixty only) and requested the Govt., to examine the matter in consultation with Law Deptt., for sanction and release of the said amount after due verification of the amounts proposed with concurrence of Finance Deptt., to be paid in respect of OP No.17/2013 dated 18.03.2015 for the land acquired to an ext of Ac.2.41 cts in Sy.No.550 in Yemmiganur village and mandal of Kurnool Dist for provision of house sites to the weaker section people.

4. Government, after careful examination of the above proposal, hereby accord permission to the Director of Social Welfare, A.P., Amaravati for release an amount of Rs. 11,63,160/- (Rupees eleven lakhs sixty three thousand one hundred and sixty only) towards payment of 50% decretal charges in respect of

O.P.No.17/2013 dt 18.3.2015 for the lands acquired to an ext of Ac.2.41 cts in Sy.No.550 in Yemmiganur village and mandal of Kurnool Dist for provision of house sites to the weaker section people.

5. The expenditure sanctioned in para (4) above shall be met from the BEs 2017-18 and debited to the following Head of Account:

"**2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward classes – 01- Welfare of Scheduled Castes – M.H.283- Housing – G.H.11 – Normal State Plan – SH(08) Acquisition of House sites to weaker sections in Indiramma programme – 310/312 – Other grant –in-Aid.**

6. The Director of Social Welfare, A.P., Amaravati is directed to issue necessary proceedings to the District Collector, Kurnool to comply with the court orders in O.P.No. 17/2013.

7. The District Collector, Kurnool shall verify the calculation sheet submitted by the land Acquisition officer once again, before issue of the proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition officer shall be held solely responsible

8. These orders issues with the concurrence of Finance (FMU-Welfare-I) Department, vide their U.O.No. 39027/116/FMU-WELFARE.I/2017, DT.13.09.2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Spl CS & Chief Commissioner of Land Administration, A.P., Vijayawada
The Director of Social Welfare, A.P, Amaravati
The District Collector, Kurnool
Copy to:
The Director of Treasury & Accounts, A.P., Vijayawada
The Accountant General, A.P., Hyderabad
The Deputy Director of Treasury & Accounts, Kurnool
Finance (FMU-WELFARE -I) Department
SF/SC.

// FORWARDED::BY::ORDER//

SECTION OFFICER